

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

CREAM-BASED FOOD COMPOSITION AND PROCESS OF MANUFACTURE

and for which a patent application:

☒ is attached hereto and includes amendment(s) filed on _____ as Application No. _____ with amendment(s) filed on _____
☐ was filed in the United States on _____

☒ was filed as PCT International Application No. PCT/EP98/04930 on 23 July 1998.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
97202631.4	European Patent Office	28 August 1997	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
PCT/EP98/04930	23 July 1998		X	

POWER OF ATTORNEY: As a named inventor, I hereby appoint S. Leslie Mistrock (Reg. No. 18872), Harry C. Jones, III (Reg. No. 20280), Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friehol (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Allan A. Fanucci (Reg. No. 30256), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundeen (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antlar (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), William S. Galliani (Reg. No. 33885), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familant (Reg. No. 35514), Kelly D. Talcott (Reg. No. 39582), Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), and Alan Tenenbaum (Reg. No. 34939), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

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1667 K Street, N.W.
Washington, D.C. 20006

DIRECT TELEPHONE CALLS TO:
PENNIE & EDMONDS LLP DOCKETING
(202) 496-4721

201	FULL NAME OF INVENTOR	LAST NAME BAENSCH	FIRST NAME Johannes	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Le Breuil-en-Auge	STATE OR FOREIGN COUNTRY France	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	STREET Le Pré-aux-Meîux	CITY Le Breuil-en-Auge	STATE OR COUNTRY France	ZIP CODE 14130
202	FULL NAME OF INVENTOR	LAST NAME GAUGAZ	FIRST NAME Marlène	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Corseaux	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET 36, rue du Village	CITY Corseaux	STATE OR COUNTRY Switzerland	ZIP CODE 1802
203	FULL NAME OF INVENTOR	LAST NAME LENEUF	FIRST NAME Dominique	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Vevey	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP France	
	POST OFFICE ADDRESS	STREET 18, avenue de la Prairie	CITY Vevey	STATE OR COUNTRY Switzerland	ZIP CODE 1800
204	FULL NAME OF INVENTOR	LAST NAME REIMERDES	FIRST NAME Ernst	MIDDLE NAME Hartmut	
	RESIDENCE & CITIZENSHIP	CITY Cully/Villette	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	STREET 161, route de Lausanne	CITY Cully/Villette	STATE OR COUNTRY Switzerland	ZIP CODE 1096
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	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
206	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application of any patent issuing thereon.

SIGNATURE OF JOHANNES BAENSCH	SIGNATURE OF MARLENE GAUGAZ	SIGNATURE OF DOMINIQUE LENEUF
DATE Feb. 17, 2000	DATE	DATE
SIGNATURE OF ERNST HARTMUT REIMERDES	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

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- ☒ is attached hereto and includes amendment(s) filed on _____ as Application No. _____ with amendment(s) filed on _____
☐ was filed in the United States on _____
☒ was filed as PCT international Application No. **PCT/EP98/04930** on **23 July 1998**.

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97202631.4	European Patent Office	28 August 1997	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

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Washington, D.C. 20006

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201	FULL NAME OF INVENTOR	LAST NAME BAENSCH	FIRST NAME Johannes	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Le Breull-en-Auge	STATE OR FOREIGN COUNTRY France	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	STREET Le Pré-aux-Meieux	CITY Le Breull-en-Auge	STATE OR COUNTRY France	ZIP CODE 14130
202	FULL NAME OF INVENTOR	LAST NAME GAUGAZ	FIRST NAME Marlene	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Corseaux	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET 36, rue du Village	CITY Corseaux	STATE OR COUNTRY Switzerland	ZIP CODE 1802
203	FULL NAME OF INVENTOR	LAST NAME LENEUF	FIRST NAME Dominique	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Vevey	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP France	
	POST OFFICE ADDRESS	STREET 18, avenue de la Prairie	CITY Vevey	STATE OR COUNTRY Switzerland	ZIP CODE 1800
204	FULL NAME OF INVENTOR	LAST NAME REIMERDES	FIRST NAME Ernst	MIDDLE NAME Hartmut	
	RESIDENCE & CITIZENSHIP	CITY Cully/Villetta	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Germany	
	POST OFFICE ADDRESS	STREET 161, route de Lausanne	CITY Cully/Villetta	STATE OR COUNTRY Switzerland	ZIP CODE 1096
205	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
206	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF JOHANNES BAENSCH	SIGNATURE OF MARLENE GAUGAZ	SIGNATURE OF DOMINIQUE LENEUF
DATE	DATE 15.2.2000	DATE
SIGNATURE OF ERNST HARTMUT REIMERDES	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

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97202631.4	European Patent Office	28 August 1997	YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
			YES <input type="checkbox"/> NO <input type="checkbox"/>

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APPLICATION NUMBER	FILING DATE

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APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
PCT/EP98/04930	23 July 1998		X	

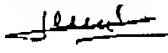
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	POST OFFICE ADDRESS	STREET Le Pré-aux-Moïux	CITY Le Breuil-en-Auge	STATE OR COUNTRY France	ZIP CODE 14130
202	FULL NAME OF INVENTOR	LAST NAME GAUGAZ	FIRST NAME Marlène	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Corseaux	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP Switzerland	
	POST OFFICE ADDRESS	STREET 36, rue du Village	CITY Corseaux	STATE OR COUNTRY Switzerland	ZIP CODE 1802
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	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
206	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
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SIGNATURE OF JOHANNES BAENSCH	SIGNATURE OF MARLENE GAUGAZ	SIGNATURE OF DOMINIQUE LENEUF 
DATE	DATE	DATE 11.02.2000
SIGNATURE OF ERNST HARTMUT REIMERDES	SIGNATURE OF INVENTOR 105	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

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		PATENTED	PENDING	ABANDONED
PCT/EP98/04930	23 July 1998		X	

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF JOHANNES BAENSCH	SIGNATURE OF MARLENE GAUGAZ	SIGNATURE OF DOMINIQUE LENEUF
DATE	DATE	DATE
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